

IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

WILLIE LEE POOLE,

Plaintiff,

v.

**AMERICAN INTERNATIONAL
GROUP, INC; et al.,**

Defendants.

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CIVILCASE NO. 2:05-CV-774

**SUPPLEMENT TO PLAINTIFF'S MOTION TO ALTER, AMEND OR VACATE
COURT'S ORDER GRANTING DEFENDANTS' MOTION FOR AN
EXTENSION OF TIME TO RESPOND TO PLAINTIFF'S MOTION TO
REMAND FOR THE PURPOSE OF CONDUCTING REMAND-RELATED
DISCOVERY**

COMES NOW the Plaintiff, by and through his attorneys of record, and provides the following Supplement to Plaintiff's Motion to Alter, Amend or Vacate the Court's order granting Defendants' Motion for an Extension of Time to Respond to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery.

On July 1, 2005, Plaintiff commenced this action by filing a complaint against Defendants in the Circuit Court of Montgomery County, Alabama, CV-05-1653. On August 11, 2005, Defendants removed the present action to this Court on diversity jurisdiction grounds under 28 U.S.C. § 1332(a). On August 29, 2005, Plaintiff filed a Motion to Remand arguing against the existence of diversity jurisdiction. On September 9, 2005, Defendants filed a Motion for an Extension of Time to Respond to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery, while also filing a Memorandum of Law in support of their motion. On September 12, 2005, this

Court granted Defendants' Motion for an Extension of Time to Respond to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery. On September 16, 2005, Plaintiff filed a Motion to Alter, Amend or Vacate the Court's order granting Defendants' Motion for Extension of Time. On September 19, 2005, this Court entered an Order to Show Cause why the Motion to Alter, Amend or Vacate Court's Order Granting Defendants' Motion for an Extension of Time should not be granted. On September 30, 2005, Defendants filed a Response to Plaintiff's Motion to Amend, Alter or Vacate the Court's Order granting Defendants' Motion for Extension of Time.

In two identical matters, Edward Waller v. American General Finance, Inc., et al., Civil Action No. 2:05-cv-453-D (S.D.Ala. October 4, 2005)(attached as Exhibit "A"), and Steve and Nancy Robinson v. American General Finance, Inc., et al., Civil Action No. 2:05-cv-452-D (S.D.Ala. October 4, 2005)(attached as Exhibit "B"), the Honorable Judge Callie V. S. Granade of the United States District Court for the Southern District of Alabama recently denied these very same Defendants' Motion for an Extension of Time to Respond to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery. Plaintiff respectfully asks this Court to consider the ruling of Judge Granade as persuasive authority and for this Court to enter a similar Order to prevent further delay in this case.

WHEREFORE, Plaintiff respectfully urges this Honorable Court to Alter, Amend or Vacate the Court's order granting Defendants' Motion for an Extension of Time to Respond to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery and remand this case to the Circuit Court of Montgomery County, Alabama.

/s/ Charles Lance Gould
C. LANCE GOULD (GOU007)
Attorney for Plaintiff

OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that I have filed the original of the foregoing document in this Court with copies to be served upon all Counsel of record as listed below by placing a copy of same in the United States Mail, first class, postage prepaid on this the 13th day of October, 2005.

/s/ Charles Lance Gould
OF COUNSEL

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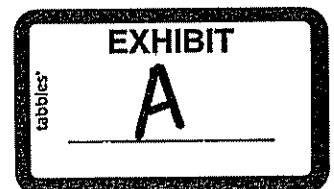
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Full docket text for document 25:

ENDORSED ORDER denying [21] Motion for Extension of Time to File Response to Plaintiff's Motion to Remand for the Purpose of Conducting Remand-Related Discovery. Signed by Judge Callie V. S. Granade on 10/4/2005. (Granade, Callie)

PACER Service Center			
Transaction Receipt			
10/13/2005 08:30:48			
PACER Login:	bw0126	Client Code:	American General Finance
Description:	History/Documents	Search Criteria:	2:05-cv-00453-CG-D
Billable Pages:	1	Cost:	0.08



Full docket text for document 26:

ENDORSED ORDER denying [21] Motion for Extension of Time to File Response to Plaintiffs' Motion to Remand for the Purpose of Conducting Remand-Related Discovery. Signed by Judge Callie V. S. Granade on 10/4/2005. (Granade, Callie)

PACER Service Center			
Transaction Receipt			
10/13/2005 08:24:54			
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